

EXHIBIT H

**TO DECLARATION OF MATTHEW D. BROWN
IN SUPPORT OF FACEBOOK, INC.'S OPPOSITION
TO PLAINTIFFS' MOTION FOR CLASS CERTIFICATION**

[PUBLIC DOCUMENT]

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11 Attorneys for Plaintiffs

12 UNITED STATES DISTRICT COURT
13 NORTHERN DISTRICT OF CALIFORNIA
14 SAN JOSE DIVISION

15 ANGEL FRALEY; PAUL WANG; SUSAN
16 MAINZER; JAMES H. DUVAL, a minor, by
and through JAMES DUVAL, as Guardian ad
17 Litem; and WILLIAM TAIT, a minor, by and
through RUSSELL TAIT, as Guardian ad Litem;
18 individually and on behalf of all others similarly
situated,

19 Plaintiffs,

20 v.

21 FACEBOOK, INC., a corporation; and DOES 1-
22 100,

23 Defendants.

Case No. CV 11-01726 LHK PSG

**PLAINTIFF SUSAN MAINZER'S
RESPONSES TO DEFENDANT'S
INTERROGATORIES**

SET ONE

Courtroom: 8

Judge: Hon. Lucy H. Koh

Trial Date: December 3, 2012

24 PROPOUNDING PARTY: Defendant FACEBOOK, INC.

25 RESPONDING PARTY: Plaintiff SUSAN MAINZER

26 SET NUMBER: ONE

1 disappeared from the Profile page. She tried to figure out how to do something related to the
2 tabs that used to exist on that page. It may have been in 2008, but Plaintiff can't recall exactly
3 when.

4
5 **INTERROGATORY NO. 2:**

6 DESCRIBE the circumstances under which YOU have "Liked" any content (including,
7 without limitation, a product, service, website, brand, organization, celebrity, musician, band,
8 event, Facebook Page, or other content) on Facebook.com including, with respect to each piece
9 of content "Liked," the date(s) YOU "Liked" the content, a description of the content "Liked,"
10 whether YOU "Liked" the content through FACEBOOK's website or a third-party website, and
11 all the reason(s) YOU "Liked" the content, including whether you "Liked" the content in order
12 to inform your FACEBOOK Friends that you liked the content.

13
14 **RESPONSE TO INTERROGATORY NO. 2:**

15 Plaintiff objects to this Interrogatory as compound and consisting of at least five
16 subparts. Plaintiff objects to the lack of a time frame on grounds of relevance and undue
17 burden, and responds only as to the time period from January 25, 2011 to October 7, 2011.
18 Plaintiff also objects to the Interrogatory as overbroad and unduly burdensome. Subject to
19 those objections and the General Objections, Plaintiff responds as follows:
20

21 Plaintiff uses the Facebook "Like" button frequently. Plaintiff's reasons fall into one of
22 three general categories: For self-promotion for my business, to promote a client's business, or
23 to promote a cause.
24
25
26
27
28

1 **INTERROGATORY NO. 14:**

2 Describe all COMMUNICATIONS YOU have had with any of YOUR "Friends" on
3 Facebook regarding the display of YOUR NAME, LIKENESS, and/or profile picture in
4 connection with a Sponsored Story.
5

6 **RESPONSE TO INTERROGATORY NO. 14:**

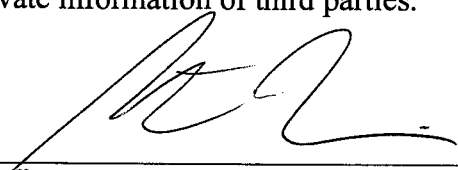
7 Plaintiff objects to this Interrogatory as vague and ambiguous in that it is not clear
8 whether the "communication" is to have been made "on" Facebook, or if " "Friends" on
9 Facebook" is meant to describe persons who have the status of "Friend" on Facebook. Plaintiff
10 objects on the grounds of attorney client and spousal privilege. Subject to those objections and
11 the General Objections, Plaintiff responds as follows: Plaintiff had no such discussions, apart
12 from with Counsel in this matter and with her spouse.
13

14 **INTERROGATORY NO. 15:**

15 IDENTIFY YOUR relatives or other PERSONS residing in YOUR household(s) who
16 have accounts on facebook.com, including the user IDs, USERNAMES, and email addresses
17 associated with their accounts.
18

19 **RESPONSE TO INTERROGATORY NO. 15:**

20 Plaintiff objects to this Interrogatory as irrelevant, not reasonably calculated to lead to
21 the discovery of admissible evidence, and calling for private information of third parties.
22

23
24 
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Attorneys for Plaintiffs

VERIFICATION (Standard) FRCP 33(b)(1), (2)

I declare that:

I am the plaintiff in the above-entitled action; I am familiar with the contents of the following:

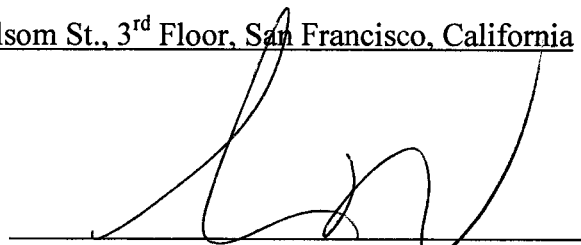
Plaintiff Susan Mainzer's Responses to Defendant's Interrogatories, Set One

The information supplied therein is based on my own personal knowledge and/or has been supplied by my attorneys or other agents and is therefore provided as required by law. The information contained in the foregoing document(s) is true, except as to matters which were provided by my attorneys or other agents, and, as to those matters, I am informed and believe that they are true.

I declare under the penalty of perjury under the laws of the State of California that the foregoing is true and correct and that this verification was executed on:

October 18, 2011, at 515 Folsom St., 3rd Floor, San Francisco, California
Date

Susan Mainzer
Type Name


Signature